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## TRANSMITTAL FORM

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Total Number of Pages in This Submission

|                        |                      |
|------------------------|----------------------|
| Application Number     | 09/300,798           |
| Filing Date            | April 27, 1999       |
| First Named Inventor   | Kenneth E. Cooke     |
| Art Unit               | 2654                 |
| Examiner Name          | Armstrong, Angela A. |
| Attorney Docket Number | 109905-134329        |

### ENCLOSURES (Check all that apply)

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| <input type="checkbox"/> Fee Transmittal Form                             | <input type="checkbox"/> Drawing(s)   | <input type="checkbox"/> After Allowance Communication to TC                            |
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| <input checked="" type="checkbox"/> Amendment/Reply                       | <input type="checkbox"/> Petition   | <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) |
| <input type="checkbox"/> After Final                                      | <input type="checkbox"/> Petition to Convert to a Provisional Application               | <input type="checkbox"/> Proprietary Information  |
| <input type="checkbox"/> Affidavits/declaration(s)                        | <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address | <input type="checkbox"/> Status Letter  |
| <input type="checkbox"/> Extension of Time Request                        | <input type="checkbox"/> Terminal Disclaimer  | <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):         |
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### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

|              |                                   |          |        |
|--------------|-----------------------------------|----------|--------|
| Firm Name    | Schwabe, Williamson & Wyatt, P.C. |          |        |
| Signature    |                                   |          |        |
| Printed name | Al AuYeung                        |          |        |
| Date         | January 20, 2006                  | Reg. No. | 35,432 |

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| Signature             |                      |      |                  |
| Typed or printed name | Yvette L. Chriscaden | Date | January 20, 2006 |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Kenneth E. Cooke

Application No.: 09/300,798

Filed: April 27, 1999

For: SYSTEM AND METHOD FOR  
CROSS-FADING BETWEEN  
AUDIO STREAMS

Examiner: Armstrong, Angela A.

Group Art Unit: 2654

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Typed or Printed: Yvette Christaden

Signature: 

Mailstop Amendment  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

AMENDMENT AND RESPONSE TO OFFICE ACTION

Dear Sir:

This communication is being submitted in response to the Office Action dated October 20, 2005. Applicant respectfully requests reconsideration of the captioned application in light of the following amendment and remarks.

**Listing of claims** starts on page 2 of this paper; and

**Remarks** start on page 10 of this paper.